



United States Government

NATIONAL LABOR RELATIONS BOARD

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Kathleen M. Phillips, Esq.
Phillips, Richard & Rind, P.A.
9360 SW 72nd Street, Suite 283
Miami, FL 33173

Re: Morrison Healthcare
Case 12-RC-257857

Dear Mr. Wissinger and Ms. Phillips:

This letter acknowledges receipt of Petitioner SEIU United Healthcare Workers East's Motion for Reconsideration in the above-referenced case.

Section 102.65(e)(2) of the Board's Rules and Regulations provides that any motion for reconsideration of a Board decision in a representation case shall be filed within 14 days, or such further period as may be allowed, after service of the decision.

The Petitioner's motion seeks reconsideration of the Board's Order which was issued on May 11, 2020. The due date for any motion for reconsideration of this Order was 14 days following issuance of the Order, or May 26, 2020 (May 25, 2020 was Memorial Day). The Petitioner's motion for reconsideration was filed with the Agency on May 29, 2020. The Petitioner did not seek an extension of time prior to the due date. Therefore, the Petitioner's motion for reconsideration is untimely, and will not be forwarded to the Board for consideration.

Section 102.2(d) of the Board's Rules and Regulations allows for parties to file documents within a reasonable time after the due date only upon good cause shown based on excusable neglect and when no undue prejudice would result. "A party seeking to file such documents beyond the time prescribed by these Rules must file, along with the document, a motion that states the grounds relied on for requesting permission to file untimely. The specific facts relied on to support the motion must be set forth in affidavit form and sworn to by individuals with personal knowledge of the facts." In order for the Board to potentially consider an untimely-filed motion for

reconsideration, you must follow the prescribed method outlined in Section 102.2(d), which requires a sworn affidavit by individuals with personal knowledge of the facts.

Very truly yours,

/s/ Mark G. Eskenazi
Associate Executive Secretary

cc: Parties
Region